

# **AB 761 (OROPEZA)**

## **AUTO REPAIR REPORT CARD PILOT PROGRAM**

### **BILL SUMMARY**

AB 761 amends the Business and Professions Code to:

- 1.** Create the “Automotive Repair Report Card Pilot Program” in the Cities of Los Angeles and San Jose to be conducted between January 1, 2004 and December 31, 2007. Violations of the provisions of the Report Card Program are punishable as misdemeanors. The Report Card Program can be summarized as follows:
  - Every automotive repair facility in the pilot cities will be required to display the report card to the public in a highly visible location on the exterior of its business. The Report Card will feature a colored-in circle to denote any disciplinary actions, including administrative violations, criminal convictions, and civil judgments in actions initiated by a governmental entity against the automotive repair dealer, its technicians, apprentices, and its employees who prepare estimates and invoices.
  - Serious violations, including fraud, theft, and false advertising will result in the issuance of the Red Circle with the word “Violation” for a period of five years.
  - Violations pertaining to estimates, invoices and unregistered shops will result in the issuance of the Yellow Circle with the word “Violation” for a period of three years.
  - Other violations pertaining to automotive repair will result in the issuance of the Yellow Circle with the words “Violation” for a period of one year.
  - All other automotive repair facilities will be issued a Green Circle with the words “No Violation”.
  - The “Report Card” will also notify consumers that information pertaining to the report card is available, upon request, from the automotive repair facility.
  - The automotive repair dealer must make available to consumers, upon request, a Bureau-issued document containing the information describing any disciplinary action and also a Bureau-issued multi-language pamphlet explaining the Report Card Program.
  - The Bureau may assess a fee of fifty dollars (\$50) for every place of business to which it issues a report card.
- 2.** This bill would also amend Section 9884.8 of the Business and Professions Code by requiring that every invoice for work done by an automotive repair dealer state the name(s) of the automotive technician(s) who performed each repair and portion thereof.
- 3.** Lastly, AB 761 requires every automotive repair dealer to maintain for inspection by the Bureau and law enforcement specified identification records pertaining to automotive

technicians, apprentices, and employees who prepare written estimates and record invoices.